θθοβ-6/ DOCKET NC 19603/3243 (CRF D-2601C) EXPRES AIL NO.: EL709321094US



UTILITY PATENT APPLICATION TRANSMITTAL FORM



ASSISTANT COMMISSIONER FOR PATENTS Washington, D.C. 20231

BOX: PATENT APPLICATION

SIR:

Transmitted herewith for filing is the patent application (including Specification, Claims, and Abstract, 121 pages) of:

Inventors: Alan Collmer, James R. Alfano, and Amy O. Charkowski

: DNA MOLECULES AND POLYPEPTIDES OF *PSEUDOMONAS SYRINGAE* For

HRP PATHOGENICITY ISLAND AND THEIR USES **If a CONTINUING APPLICATION, please mark where appropriate and supply the requisite information below and in a preliminary amendment: [] Continuation [] Divisional [] Continuation-In-Part (CIP) of prior application Serial No. Prior application information: Examiner: Art Unit: Enclosed are: 11 sheets of Formal drawings. Signed Combined Declaration and Power of Attorney (pages). Copy of signed Combined Declaration and Power of Attorney (pages) from a prior application (1.63(d) (for continuation/divisional). **Signed** statement deleting inventor(s) named in prior application (______ pages) (1.63(d)(2) and 1.33(b)). Incorporation By Reference: The entire disclosure of the prior application, from which a copy of the oath or declaration is supplied herewith, is considered as being part of the disclosure of the enclosed application and is hereby incorporated by reference therein. Assignment (_____ pages) of the invention to _____ Assignment Transmittal Letter. Certified copy of a foreign priority document.

R478851.1

Associate power of attorney.

[X] Applicants claim small entity status. (See 37 CFR 1.27.)

[]	Preliminary Amendment (pages).		
[]	Information Disclosure Statement, form PTO-1449 (pages) and references.		
[X]	UNSIGNED Combined Declaration and Power of Attorney (2 pages).		
[X]	Statement in Accordance with 37 CFR § 1.821(f) and computer readable 3.5" Diskette.		
[X]	Sequence Listing (85 pages).		
[X]	A self-addressed, prepaid postcard acknowledging receipt.		
[]	Other:		

The Filing fee has been calculated as shown below:

	(Col. 1)	(Col. 2)		
FOR:	NO. FILED	NO. EXTRA		
BASIC FEE	XXXXXXX	XXXXXXX		
TOTAL CLAIMS	37 - 20 =	17		
INDEP CLAIMS	3 - 3 =	0		
[] MULTIPLE DEPENDENT CLAIM PRESENTED				

^{*}If the Total Claims are less than 20 and Indep. Claims are less than 3, enter "0" in Col. 2

SMALL ENTITY

RATE	FEE		
XXXX	\$355		
x 9 =	\$163		
x 40=	\$0		
x135 =	\$		
TOTAL	\$518		

LARGE ENTITY

<u>OR</u>	RATE	FEE
<u>OR</u>	XXXX	\$710
<u>OR</u>	x 18 =	\$
<u>OR</u>	X80 =	\$
<u>OR</u>	x270 =	\$
<u>OR</u>	TOTAL	\$

- [] Please charge my Deposit Account No.____ in the amount of \$_____. A duplicate copy of this sheet is enclosed.
- [X] A check in the amount of \$518.00 to cover the filing fee is enclosed.
- [X] The Commissioner is hereby authorized to charge any additional fees which may be required, or credit any overpayment to Deposit Account No. 14-1138. A duplicate copy of this sheet is enclosed.
- [X] Address all future communications to:

Michael L. Goldman NIXON PEABODY LLP Clinton Square, P.O. Box 31051 Rochester, New York 14603

Date: April 3, 2001

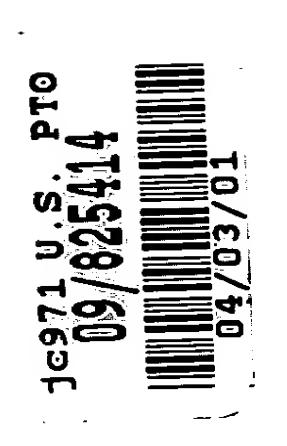
Edwin V. Merkel Registration No. 40,087

NIXON PEABODY LLP

Clinton Square, P.O. Box 31051

Rochester, New York 14603

Telephone: (716) 263-1128 Facsimile: (716) 263-1600



EXPRESS MAIL CERTIFICATE

DOCKET NO.:

19603/3243 (CRF D-2601C)

APPLICANTS:

Alan Collmer, James R. Alfano, and Amy O. Charkowski

TITLE:

DNA MOLECULES AND POLYPEPTIDES OF

PSEUDOMONAS SYRINGAE HRP PATHOGENICITY ISLAND

AND THEIR USES

Certificate is attached to the Statement in Accordance with 37 CFR § 1.821(f) (1 page) and computer readable 3.5" diskette of the above-named application.

EXPRESS MAIL NUMBER: EL709321094US

DATE OF DEPOSIT:

April 3, 2001

I hereby certify that this paper or fee is being deposited with the United States Postal Service "Express Mail Post Office to Addressee" service under 37 CFR 1.10 on the date indicated above and is addressed to the Assistant Commissioner for Patents, Washington, D.C. 20231, BOX: PATENT APPLICATION.

Jo Ann Whalen

(Typed or printed name of person

mailing paper or fee)

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or fee)